

Message

From: Lis-Coghlan, Kamila [lis-coghlan.kamila@epa.gov]
Sent: 10/16/2020 3:13:09 PM
To: Koch, Erin [Koch.Erin@epa.gov]
CC: Cole, Joseph E. [cole.josephe@epa.gov]; Aranda, Amber [aranda.amber@epa.gov]
Subject: RE: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Sounds great, thank you!

From: Koch, Erin <Koch.Erin@epa.gov>
Sent: Friday, October 16, 2020 11:10 AM
To: Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>
Cc: Cole, Joseph E. <cole.josephe@epa.gov>; Aranda, Amber <aranda.amber@epa.gov>
Subject: RE: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

OK, I'll provide what we've got probably around 2:15 since I'll be occupied with dicamba until 2.

From: Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>
Sent: Friday, October 16, 2020 11:07 AM
To: Koch, Erin <Koch.Erin@epa.gov>
Cc: Cole, Joseph E. <cole.josephe@epa.gov>; Aranda, Amber <aranda.amber@epa.gov>
Subject: RE: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Let's get him what we can by 1 or 2, and then offer a call and/or follow up emails with the remaining answers?

Thanks,
Kamila

From: Koch, Erin <Koch.Erin@epa.gov>
Sent: Friday, October 16, 2020 11:05 AM
To: Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>
Cc: Cole, Joseph E. <cole.josephe@epa.gov>; Aranda, Amber <aranda.amber@epa.gov>
Subject: RE: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

The questions have been asked. I suspect they may not be able to get all the information together today.

From: Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>
Sent: Friday, October 16, 2020 10:52 AM
To: Koch, Erin <Koch.Erin@epa.gov>
Cc: Cole, Joseph E. <cole.josephe@epa.gov>; Aranda, Amber <aranda.amber@epa.gov>
Subject: RE: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Before reaching out to Jon, let's try to circle back with the program. Ideally, we could send him an email with our (and OCSPP's) answers sooner rather than later, and then offer a call later this afternoon if he still needs one.

Thanks!
Kamila

From: Koch, Erin <Koch.Erin@epa.gov>
Sent: Friday, October 16, 2020 10:50 AM

To: Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>

Cc: Cole, Joseph E. <cole.josephe@epa.gov>; Aranda, Amber <aranda.amber@epa.gov>

Subject: RE: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Kamila,

Ex. 5 AC/DP

Erin

From: Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>

Sent: Friday, October 16, 2020 10:41 AM

To: Koch, Erin <Koch.Erin@epa.gov>

Cc: Cole, Joseph E. <cole.josephe@epa.gov>

Subject: FW: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Erin,

Please see the email chain below from ENRD. Please invite me to any call PTSLO/OCSPP sets up with Jon, but don't schedule around my availability, as today is especially tricky.

I just remembered that Joe is off today – apologies for copying you and not Erin on the email below!

Thanks,
Kamila

From: Lis-Coghlan, Kamila

Sent: Friday, October 16, 2020 10:38 AM

To: Brightbill, Jonathan (ENRD) <Jonathan.Brightbill@usdoj.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>; Cole, Joseph E. <cole.josephe@epa.gov>

Cc: Oakes, Matthew (ENRD) <Matthew.Oakes@usdoj.gov>; Sell, Eric (ENRD) <Eric.Sell@usdoj.gov>

Subject: RE: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Jon,

Bob Perlis and Mark Dyner are no longer with EPA, but I'm adding Joe Cole for PTSLO. We'll work with OCSPP to set up something to address your questions.

Thanks,
Kamila

From: Brightbill, Jonathan (ENRD) <Jonathan.Brightbill@usdoj.gov>

Sent: Friday, October 16, 2020 10:33 AM

To: Fotouhi, David <Fotouhi.David@epa.gov>; Lis-Coghlan, Kamila <lis-coghlan.kamila@epa.gov>; Perlis, Robert <Perlis.Robert@epa.gov>; Dyner, Mark <dyner.mark@epa.gov>; Dunn, Alexandra <dunn.alexandra@epa.gov>

Cc: Oakes, Matthew (ENRD) <Matthew.Oakes@usdoj.gov>; Sell, Eric (ENRD) <Eric.Sell@usdoj.gov>

Subject: Hardeman - Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Attorney Client Privilege, Attorney Work Product, FOIA-Exempt Deliberative

Good morning EPA colleagues,

I hope this email finds all of you well. Matt O. may already be coordinating with you, but reminder the I will be arguing on behalf of the U.S. next week in the Hardeman v. Monsanto case in the Ninth Circuit. Recall that the U.S. submitted an amicus brief in support of Petitioner stating that FIFRA expressly preempts the plaintiff's state law failure to warn claim that Roundup should have borne a cancer warning, contrary to the EPA approved label. A copy of that brief is attached.

Ex. 5 AC/DP

Thank you,
Jon

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